

No. 9(1)81-8Lab/9395.—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Faridabad, in respect of the dispute between the workman and the management of M/s Raji Machine Tools, Plot No. 54, Sector 27-A, Faridabad:—

IN THE COURT OF SHRI HARI SINGH KAUSHIK, PRESIDING OFFICER, LABOUR COURT, HARYANA, FARIDABAD

Reference No. 200 of 1981

between

SHRI Y.K. SHARMA, WORKMAN AND THE MANAGEMENT OF M/S RAJI MACHINE TOOLS PLOT NO. 54, SECTOR 27-A, FARIDABAD.

Shri Duli Chand, for the workman.

Shri S. D. Mishra, for the management.

AWARD

This reference No. 200 of 1981 has been referred to this court by the Hon'ble Governor of Haryana, —vide his order No. ID/FD/103/80/32105, dated 3rd July, 1981 under section 10(1)(c) of the Industrial Disputes Act, 1947, for adjudication of the dispute existing between Shri Y. K. Sharma, workman and the management of M/s Raji Machine Tools, Plot No. 54, Sector 27A, Faridabad. The term of the reference was:—

Whether the termination of services of Shri Y. K. Sharma, was justified and in order? If not, to what relief is he entitled ?

On receipt of the order of reference, notices were sent to the parties. The parties appeared. On 30th July, 1981, the last date of hearing the representative of the management made a statement in this court that the workman had settled his dispute mutually. He further stated that according to the settlement the workman has also received a sum of Rs. 1,300 in full and final settlement of all his dues, claims and dispute including the right of his re-instatement or re-employment. The settlement is Ex. M-1. This statement was duly admitted by the representative of the workman. I, therefore, give my award that there is no dispute between the parties as the workman has settled his dispute with the management and has also received a sum of Rs. 1,300 from the management in fully and finally. The workman is not entitled to any relief. No order as to costs.

HARI SINGH KAUSHIK,

Presiding Officer,

Labour Court, Haryana,
Faridabad.

Dated 4th August, 1981

Endst. No. 2459, dated the 10th August, 1981

Forwarded (four copies) to the Commissioner & Secretary to Government, Haryana. Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947, with the request that the receipt of the abovesaid award may please be acknowledged within week's time.

HARI SINGH KAUSHIK,

Presiding Officer,

Labour Court, Haryana,
Faridabad.

No. 11(112)-80-8Lab/9398.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Faridabad, in respect of the dispute between the workman and the management of M/s Universal Conveyor Belings Limited, Plot No. 10-11, Amar Nagar, Faridabad :—

IN THE COURT OF SHRI HARI SINGH KAUSHIK, PRESIDING OFFICER, LABOUR COURT, HARYANA, FARIDABAD

Reference No. 83 of 1981

between

SHRI SANKAR MAHETA, WORKMAN AND THE MANAGEMENT OF M/S UNIVERSAL CONVEYOR BELINGS LIMITED, PLOT NO. 10-11, AMAR NAGAR, FARIDABAD

Shri Yoginder Singh, for the workman.

Shri J. S. Saroha, for the management.

AWARD

This reference No. 83 of 1981 has been referred to this court by the Hon'ble Governor of Haryana,—vide his order No. ID/FD/293-80/7880, dated 13th February, 1981, under section 10(1)(c) of the Industrial Disputes Act, 1947 for adjudication of the dispute existing between Shri Sankar Maheta workman and the management of M/s Universal Conveyor Belting Limited, Plot No. 10-11, Amar Nagar, Faridabad.

The term of the reference was under :—

Whether the termination of services of Shri Shankar Maheta, was justified and in order ? If not, to what relief is he entitled ?

On receipt of the order of reference notices were sent to the parties. The parties appeared. On 21st July, 1981, the last date of hearing the representative of the workman Shri Yoginder Singh made a statement in this court that the workman is not coming in spite of informing him about the case fixed in this court for the last two three times. He further stated that he had no instruction from the workman to pursue his case. He also stated that he does not want to pursue this reference and withdrawn the same. This statement was duly agreed to by the representative of the management.

As neither the workman himself nor his authorised representative were interested in pursuing the dispute, therefore, I give my award that there is now no dispute between the parties on the issues so referred to this court for adjudication. I thus answer the reference while returning the award in these terms. The workman is not entitled to any relief. No order as to costs.

HARI SINGH KAUSHIK,

Dated the 4th August, 1981.

Presiding Officer,
Labour Court, Haryana,
Faridabad.

Endorsement No. 2456, dated the 10th August, 1981

Forwarded (four copies) to the Commissioner and Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947, with the request that the receipt of the above said award may please be acknowledged within week's time.

HARI SINGH KAUSHIK,

Presiding Officer,
Labour Court, Haryana,
Faridabad.

No. 9(1)81-8Lab/9399.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Faridabad, in respect of the dispute between the workman and the management of M/s Sun Optical Works No. 1, New Colony, Gurgaon Cantt :—

IN THE COURT OF SHRI HARI SINGH KAUSHIK, PRESIDING OFFICER, LABOUR COURT, HARYANA, FARIDABAD

Reference No. 143 of 1981

between

SHRI OM PARKASH, WORKMAN AND THE MANAGEMENT OF M/S SUN OPTICAL WORKS NO. 1, NEW COLONY, GURGAON CANTT

Present

Shri Sudershan Parkash Gupta, for the workman.

Shri Ravi Bhargav, for the management.

AWARD

This reference No. 143 of 1981 has been referred to this court by the Hon'ble Governor of Haryana,—vide his order No. J.D./GGN/13-81/8466, dated the 2nd April, 1981, under section 10(1)(c) of the Industrial Disputes Act, 1947, for adjudication of the dispute existing between Shri Om Parkash, workman and the management of M/s Sun Optical Works No. 1, New Colony, Gurgaon Cantt. The term of the reference was.—

Whether the termination of services of Shri Om Parkash was justified and in order ? If not, to what relief is he entitled ?

On receipt of the order of reference notices were sent to the parties and the parties appeared. On 9th July, 1981, the last date of hearing the representative of the workman Shri Sharda Nand made a statement in this court that he had sent two or three messages to the workman but he did not come and not given his authority letter. He further stated that he had now no instruction from the workman. He also stated that he does not want to pursue his case and withdrawn the same. This statement was duly admitted by the representative of the management. He further stated that the workman had settled his case and there is now no dispute.

I thus relying on the statement of Shri Sharda Nand, representative of the workman, hold that as neither the workman himself nor his representative were interested in pursuing the dispute, therefore, I give my award that there is now no dispute between the parties on the issues referred to this court for adjudication. I thus answer the reference while returning the award in these terms. No order as to costs.

Dated the 4th August, 1981.

HARI SINGH KAUSHIK,
Presiding Officer,
Labour Court, Haryana,
Faridabad.

Endorsement No. 2455, dated the 10th August, 1981

Forwarded (four copies) to the Commissioner and Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947, with the request that the receipt of the above said award may please be acknowledged within week's time.

HARI SINGH KAUSHIK,
Presiding Officer,
Labour Court, Haryana,
Faridabad.

No. 9(1)81-8Lab/9401.—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Faridabad, in respect of the dispute between the workman and the management of M/s. Haryana Dairy Development Corporation, Milk Plant, Ballabgarh :—

IN THE COURT OF SHRI HARI SINGH KAUSHIK, PRESIDING OFFICER, LABOUR COURT,
HARYANA, FARIDABAD

Reference No. 270 of 1980

between

SHRI PREM SINGH, WORKMAN AND THE RESPONDENT MANAGEMENT M/S
HARYANA DAIRY DEVELOPMENT CORPORATION, MILK PLANT,
BALLABGARH.

Workman in person with Shri Yoginder Singh.

Shri Harish Kumar Chetal, for the respondent-management.

AWARD

This reference No. 270 of 1980 has been referred to this court by the Hon'ble Governor of Haryana,—vide his order No. ID/FD/90-79/30663, dated 20th June, 1980, under section 10(1)(c) of the Industrial Disputes Act, 1947, for adjudication of the dispute existing between Shri Prem Singh workman and the management of M/s. Haryana Dairy Development Corporation, Milk Plant, Ballabgarh. The term of the reference was :—

Whether the termination of services of Shri Prem Singh was justified and in order ? If not, to what relief is he entitled ?

After receiving this reference notices were sent to the parties. The parties appeared and filed their pleadings. On the pleadings of the parties, issues were framed on 7th October, 1980. And the case was fixed for the evidence of the management. On 7th July, 1981, the last date of hearing the representative of the management made a statement in this court that the management offer to accept the service of the petitioner Shri Prem Singh with continuity of services from 6th July, 1979, on which the petitioner workman was terminated from the service. He would not be given the back wages of the workman which are due to him till 7th July, 1981. He will be taken in service from 8th July, 1981. This statement was duly accepted and admitted by the workman himself and his representative. I, therefore, give my award that there is no dispute between the parties at present as the workman has taken back on duty from 8th July, 1981, with continuity of service but without back wages by the management. No order as to costs.

Dated 4th August, 1981.

HARI SINGH KAUSHIK,
Presiding Officer,
Labour Court, Haryana,
Faridabad.

Endst. No. 2453, dated the 10th August, 1981.

Forwarded (four copies) to the Commissioner and Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947, with the request that the receipt of the above said award may please be acknowledge within week's time.

HARI SINGH KAUSHIK,
Presiding Officer,
Labour Court, Haryana,
Faridabad.

No. 9(1)81-8Lab/9402.—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Faridabad, in respect of the dispute between the workman and the management of M/S Anupma Rubber Pvt. Ltd., 38 Mile Stone Mathura Road, Palwal:—

IN THE COURT OF SHRI HARI SINGH KAUSHIK, PRESIDING OFFICER, LABOUR COURT, HARYANA, FARIDABAD

Reference 487/1980

between

SHRI KISHAN CHAND CHOCHAN AND THE MANAGEMENT OF M/S ANUPMA RUBBER
PVT. LTD., 38 MILE STONE, MATHURA ROAD, PALWAL.

Shri Bhim Singh Yadav, for the workman.

None, for the management.

AWARD

This reference No. 487 of 1980 has been referred to this Court by the Hon'ble Governor of Haryana,—vide his order No. ID/FD/95-80/53165, dated 14th October, 1980, under section 10 (1) (c) of the Industrial Disputes Act, 1947, for adjudication of the dispute existing between Shri Kishan Chand Chohan and the management of M/s Anupma Rubber Pvt. Ltd., 38 Mile Stone, Mathura Road Palwal. The term of the reference was:—

Whether the termination of services of Shri Kishan Chand Chohan was justified and in order? If not, to what relief is he entitled?

After receiving this reference notices were sent to the parties for 12th November, 1980. On that day both the parties appeared. The case was fixed for filling the claim statement but the claim statement was not ready. A date is prayed for which was granted, for 17th November, 1980. On 17th November, 1980, the representative of the workman stated that the demand notice may be treated as claim statement and the case was fixed for 8th December, 1980 for written statement. On 8th December, 1980 both the parties requested for adjournment which was granted for 19th December, 1980. On 19th December, 1980, the representative of the management stated that the written statement was not ready

and requested for adjournment which was granted. Shri S. D. Mishra who was appeared on behalf of the management without proper authority letter and he was directed to file the proper authority on the next date of hearing and the case was fixed for 14th January, 1981. On 14th January, 1981, the representative of the workman appeared but neither the management nor its authorised representative was present. It was already 1.30 p.m. The case was called thrice. The notice of summon had already been effected to the management. In these circumstances, my learned predecessor ordered to proceed *ex parte* against the respondent management and the case was fixed for 26th February, 1981 for the *ex parte* evidence of the workman.

On 26th February, 1981, the workman Shri Kishan Chand Chohan appeared in this Court as WW-1. He stated that he was employed in the factory since 6th January, 1977 and was drawing Rs. 450 as a Clerk. No appointment letter was given to the workman at the time of his appointment. The management terminated his service on 22nd June, 1980 without any notice and reason. The workman further stated that the management terminated his service on the ground that he had demanded his wages for the last few months. He further stated that the management never appeared before Labour Officer Conciliation Officer, Ballabgarh and the *ex parte* report under Section 12 (4) of the Industrial Disputes Act, 1947 was sent to the Government and the copy of same is Ex. W-1. He further stated that he was unemployed till now and he may be reinstated with full back wages and closed his case. Then the case was reserved for award. I sent a notice to the workman for 1st July, 1981 for further *ex parte* arguments which was heard.

Keeping in view the circumstances of the case I see no reason why the unrebutted statement of the workman given on oath should not be relied upon especially when the management chose not to appear and defend the reference before this Court. So I relying upon the unrebutted statement of the workman Shri Kishan Chand as WW-1. I hold that the termination of the services of Shri Kishan Chand Chohan was unjustified and was also not in order. He is entitled to be reinstated with full back wages. I answer the reference while returning the award in these terms.

HARI SINGH KAUSHIK,

Dated the 4th August, 1981.

Presiding Officer,
Labour Court, Haryana,
Faridabad.

Endst. No. 2452, dated the 10th August, 1981

Forwarded (four copies) to the Commissioner & Secretary to Government, Haryana, Labour & Employment Department, Chandigarh as required under Section 15 of the Industrial Disputes Act, 1947 with the request that the receipt of the above-said award may please be acknowledged within week's time.

HARI SINGH KAUSHIK,

Presiding Officer,
Labour Court, Haryana,
Faridabad.

The 28th August, 1981

No. 9 (1)81-8 Lab/9545.—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Industrial Tribunal, Faridabad in respect of the dispute between the workmen and the management of M/s Madan Lal and Brothers, Sector-24, Faridabad :—

BEFORE SHRI M. C. BHARDWAJ, PRESIDING OFFICER, INDUSTRIAL TRIBUNAL,
HARYANA, FARIDABAD

Reference No. 251 of 1979

between

SHRI DHURANDER SAHI, WORKMAN AND THE MANAGEMENT OF M/S MADAN LAL
AND BROTHERS, SECTOR 24, FARIDABAD

Present :—

Shri Yoginder Singh for the workman.

Shri A. J. S. Chadha for the management.

AWARD

By order No. ID/FD/23-79/35700, dated 10th August, 1979, the Governor of Haryana referred the following dispute between the management of M/s Madan Lal and Brothers, Sector 24, Faridabad, and its workman Shri Dhurander Sahi, to this Tribunal for adjudication, in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 :—

Whether the termination of services of Shri Dhurander Sahi was justified and in order? If not, to what relief is he entitled?

On receipt of the order of reference, notices were issued to the parties. The parties appeared and filed their pleading. On the pleadings of the parties issues were framed and the case was fixed for the evidence of the managements who examined Shri Arjan Singh as MW-1 and closed there case. Then the case was fixed for the evidence of the workman. But on the last date of hearing a settlement was arrived at. According to the settlement the representative for the workman stated that the workman had received a sum of Rs. 600/- from the management foregoing his right of reinstatement and re-employment and any other claim if any due. The representative for the management also agreed to the statement of the representative for the workman.

In view of the statement given by the parties I give my award that the workman has received a sum of Rs. 600/- from the management foregoing his right of reinstatement and re-employment and any other claim if any due.

Dated 10th August, 1981.

M. C. BHARDWAJ,

Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

No. 756, dated the 12th August, 1981

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

M. C. BHARDWAJ,

Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

No. 9(1)-81-8Lab/9549.—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Industrial Tribunal, Faridabad in respect of the dispute between the workmen and the management of M/s (i) Executive Engineer, Operation, Division, Haryana State Electricity Board, Pehowa, (ii) Haryana State Electricity Board, Chandigarh :—

BEFORE SHRI M. C. BHARDWAJ, PRESIDING OFFICER, INDUSTRIAL TRIBUNAL,
HARYANA, FARIDABAD

Reference No. 80 of 1980

Between

SHRI FUNNA RAM WORKMAN, AND THE MANAGEMENT OF M/S (i) EXECUTIVE
ENGINEER, OPERATION DIVISION, HARYANA STATE ELECTRICITY BOARD,
PEHOWA, (ii) HARYANA STATE ELECTRICITY BOARD, CHANDIGARH.

Present.—

Shri Mukand Lal for the Workman.

Shri S. S. Sirohi for the management.

AWARD

By order No. ID/Amb/171-80/63155, dated 15th December, 1980, the Governor of Haryana referred the following dispute between the management of M/s. (i) Executive Engineer, Operation Division, Haryana State Electricity Board, Pehowa. (ii) Haryana State Electricity Board, Chandigarh and its workman Shri Punna Ram to this Tribunal, for adjudication in exercise of the powers conferred by clause (d) of sub-section (1) of section 10 of the Industrial Disputes Act, 1947 :—

Whether the termination of services of Shri Punna Ram were justified and in order ? If not, to what relief is he entitled ?

On receipt of the order of reference, notices were issued to the parties. The parties appeared. On the last date of hearing the parties arrived at a settlement. The representative for the management stated that the workman shall be taken on duty with continuity of service and his period of unemployment shall be treated as leave of the kind due. The representative for the the workman also agreed to the statement of the representative for the management.

In view of the statements given by the parties, I give my award that the management shall take the workman on duty with continuity of service and his period of unemployment shall be treated as leave of the kind due.

Dated : 10th August, 1981.

M. C. BHARDWAJ

Presiding Officer, Industrial,
Tribunal, Haryana, Faridabad.

Endorsement No. 751, dated 12th August, 1981.

Forwarded (four copies) to the Secretary to Government of Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

M. C. BHARDWAJ,

Presiding Officer,
Industrial Tribunal Haryana,
Faridabad.

H. L. GUGNANI,

Secretary to Government, Haryana,
Labour and Employment Departments.

राजस्व विभाग

युद्ध जागीर

दिनांक 10 अगस्त, 1981

क्रमांक 1299-ज(II)-81/27994.—पूर्वी पंजाब युद्ध पुरस्कार अधिनियम, 1948 (जैसा कि उसे हरियाणा राज्य में अपनाया गया है और उसमें आज तक संशोधन किया गया है) की धारा 2 (ए)(1ए) तथा 3(1ए) के अनुसार सौंपे गये अधिकारों का प्रयोग करते हुए हरियाणा के राज्यपाल श्री तारा चन्द, पुत्र श्री मण्डूमल, गांव समालखा, तहसील पानीपत, जिला करनाल, को खरीफ, 1975 से खरीफ, 1979 तक 150 रुपये वार्षिक तथा रबी, 1980 से 300 रुपये वार्षिक कीमत वाली युद्ध जागीर सनद में दी गई शर्तों के अनुसार सहर्ष प्रदान करते हैं।

क्रमांक 1135-ज(II)-81/27998.—श्री सूरपा, पुत्र श्री हरनाम, गांव बहुअकबरपुर, तहसील व जिला रोहतक की दिनांक 4 जनवरी, 1979 को हुई मृत्यु के परिणामस्वरूप हरियाणा के राज्य पाल, पूर्वी पंजाब युद्ध पुरस्कार अधिनियम, 1948 (जैसा कि उसे हरियाणा राज्य में अपनाया गया है और आज तक संशोधन किया गया है) की धारा 4 एवं 2(ए) (1) तथा 3(1) के अधीन प्रदान की गई शर्तियों का प्रयोग करते हुए श्री सूरपा को मुब्लिग 150 रुपये वार्षिक की जागीर जो उसे हरियाणा सरकार की अधिमूचना क्रमांक 1718-ज(III)-76/27911, दिनांक 6 सितम्बर, 1976 द्वारा मंजूर की गई थी, अब उसकी विधवा श्रीमती छोटी देवी के नाम खरीफ, 1979 से 250 रुपये वार्षिक तथा रबी, 1980 से 400 रुपये वार्षिक की दर से सनद में दी गई शर्तों के अन्तर्गत प्रदान करते हैं।